K

1949.

File No. Drugs II/49 (N)

Legal **DEPARTMENT**

B **BRANCH**

K.S.R. B&C **Subject:—**

Notifications under the Drugs Act; 1940

P3E

File No. Drugs II/49 (N)

Std. Sectt. Slip 24 B e.

4-85-B.

Under section 16, for the purposes of the manufacture, sale and distribution of drugs, the expression 'standard quality' means that the drug complies with the standard set out in the Schedule. Under section 18, from such date as may be fixed by the Provincial Government no person shall manufacture for sale, or sell or distribute any drug which is not of standard quality. The standard to be complied with has been specified in the second column of the Schedule to the Act against each class of drugs all of which are covered by the definition of "drug" as defined in section3(b) of the Act. Against the class "other drugs" specified in the Schedule "the standard to be complied with has been specified therein. The words "the standards of indentity, purity and strength specified in the latest edition of the British Pharmacopoeia" are elastic enough to include B.P.1948, which, according to the Government of India's letter at p.1 ante, are operative with effect from 1st September 1949. It is not known whether a notification under section 1(3) bringing chapter IV into force has been issued by the Provincial Government after the Act was passed and whether a further notification as required by section 18 has been issued by it. If such a notification has been issued under section 18, every person will have to comply with the provisions of the whole of the section read with the Schedule including the standard prescribed by B.P. 1948. There is no specific provision for issuing a separate notification with reference to the standards of B.P. from time to time.

P.T.O.

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2 The same view would apply to the notification under section 10 of the Act read with section 1(3) and 8 and the Schedule in regard to the powers of the Central Government as far as the import of drug is concerned.

If however no such notification under section 18 has been issued so far/the accompanying notification may issue.

Sd/- J.R. Dhurandhar,
5/11.

Additional Secretary to Government.

U.R. to Health and Local Government Department, No.12527, dated the 7th November 1949.

4-Cs.

M.V.V.
1/6.

NOTIFICATION.

Health and Local Government Department,

Bombay Castle, 1949.

Drugs Act, 1940.

To be filled in by the H. and L.G.D.

No. .- In exercise of the powers conferred by section 18 of the Drugs Act, 1940 (XXIII of 1940), the Government of Bombay is pleased to fix the * 1949 as the date for the purposes of the said section.

By order of the Governor of Bombay.

Deputy Secretary to Government.

4-8s.

H.V.V.
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